In the High Court of Punjab and Haryana at Chandigarh

.....

Criminal Misc. No.68194-M of 2006

.....

Date of decision: 8.12.2006

Rinku

.....Petitioner

v.

State of Haryana

.....Respondent

....

Present: Mr. K.S. Dhaliwal, Advocate for the petitioner.

Mr.S.K. Hooda, Senior Deputy Advocate General, Haryana for the respondent-State.

.....

S.S. Saron, J.

Heard learned counsel for the parties.

The petitioner is alleged to have given a Lathi blow on the head of Sunder brother of the complainant Munshi Ram. The doctor has opined that the possibility of the injury being dangerous to life cannot be ruled out.

Learned counsel for the petitioner has contended that as per opinion of the doctor the injury was not dangerous to life in ordinary course of nature. Besides, it is contended that an injury which endangers life would fall within the category of `grievous injury' as defined in Section 320 Clause eighthly of the I.P.C.

It may be noticed that the petitioner was initially arrested on 2.9.2006 for the offences under Sections 323, 341, 506 and 34 I.P.C. However, he was released on bail along with others by the learned Additional Chief Judicial Magistrate, Kurukshetra on 2.9.2006. Thereafter, he was again

arrested by the Police on 5.10.2006 in view of the offence under Section 307 I.P.C. being added. The trial in the case is likely to take time.

Without commenting anything on the merits of the case as regards the injury inflicted lest it may prejudice the case of either side, the petitioner is admitted to bail on his furnishing personal bond and surety in the like amount to the satisfaction of the learned Chief Judicial Magistrate, Kurukshetra.

The criminal miscellaneous petition stands disposed of.

December 8, 2006. **(S.S. Saron)**
Judge

hsp